

**CERTIFICATE OF MAILING**

I hereby certify that on March 6, 2002, this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231.

*Trudi Thompson*  
Trudi Thompson



Commissioner for Patents  
Washington, D.C. 20231

Applicant: **Fitzhugh et al.**  
Serial No.: **09/865,242**  
Filed: **5/25/2001**  
Title: **NITRIC OXIDE-RELEASING  
METALLIC MEDICAL DEVICES**  
Group Art Unit: **1615**  
Examiner: **B. Fubara**  
Docket No.: **17363.38**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**AMENDMENT TRANSMITTAL**

COPY OF PAPERS  
ORIGINALLY FILED

**RECEIVED**

MAR 20 2002

TECH CENTER 1600/2900

Sir:

Transmitted herewith is an amendment in the above-identified application:

- ☐ Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been established by a verified statement previously submitted.
- ☐ A Verified Statement Claiming Small Entity Status under 37 C.F.R. §1.9 and §1.27 is enclosed.

The fee has been calculated as shown below:

	Claims Remaining After Amendment	Highest Number Previously Paid For	Number Extra	Small Entity Rate	Add'l. Fee	Standard Rate	Add'l. Fee
<b>TOTAL</b>	18	14	4	x \$9	\$	x \$18	\$72.00
<b>INDEP.</b>	5	3	2	x \$42	\$	x \$84	\$168.00
1st Presentation of Multiple Dependent Claim				x \$140	\$	x \$280	\$280.00
<b>TOTAL</b>						<b>TOTAL</b>	<b>\$520.00</b>

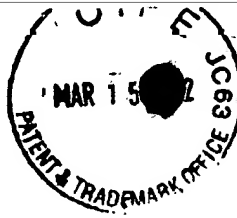
- ☒ Please charge my Deposit Account No. 50-1901 the amount of \$520.00. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$\_\_\_\_\_ to cover the fee for additional claims is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1901. A duplicate copy of this sheet is enclosed.
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 C.F.R. 1.17.

Respectfully submitted,

*Louis C. Cullman*  
Louis C. Cullman  
Registration No. 39,645

March 6, 2002

OPPENHEIMER WOLFF & DONNELLY LLP  
840 Newport Center Drive, Suite 700  
Newport Beach, CA 92660  
Telephone: 949.823.6000  
Facsimile: 949.823.6100



COPY OF PAPERS  
ORIGINALLY FILED

PATENT

**CERTIFICATE OF MAILING**

I hereby certify that on March 6, 2002, this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231.

*Trudi Thompson*  
Trudi Thompson

Applicant: **Fitzhugh et al.**  
Serial No.: **09/865,242**  
Filed: **5/25/2001**  
Title: **NITRIC OXIDE-  
RELEASING METALLIC  
MEDICAL DEVICES**

Group Art Unit: **1615**  
Examiner: **B. Fubara**  
Docket No.: **17363.38**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**AMENDMENT**

**RECEIVED**

Commissioner for Patents  
Washington, DC 20231

MAR 20 2002

TECH CENTER 1600/2900

Sir:

In response to the Office Action dated December 6, 2001, Applicants respond as follows.

Please cancel claims ~~1-14~~

Please add new claims 15-32

*Sub B1* 15. (New) A medical device for treating or inhibiting restenosis comprising:

a vascular stent having a surface comprising a lubricious coating wherein nitric oxide-releasing nucleophilic compounds are disposed throughout said lubricious in a three dimensional matrix.

*A* *2* ~~16~~ 16. (New) The medical device according to claim ~~15~~ wherein said lubricious coating is a hydrogel.

*3* ~~17~~ 17. (New) The medical device according to claim ~~16~~ where in said hydrogel comprises acrylic acid derivatives.

*18* 18. (New) The medical device according to claim ~~15~~ wherein said nitric oxide-releasing nucleophilic compound is comprises a diazeniumdiolate.

03/19/2002 JBALINAN 00000110 501901 09865242

01 FC:102 168.00 CH  
02 FC:103 72.00 CH  
03 FC:104 280.00 CH

*A*